

**IN THE UNITED STATES OF AMERICA
EASTERN DISTRICT OF TENNESSEE
KNOXVILLE DIVISION**

State of Tennessee, et al.,

Plaintiffs,

v.

United States Department of Health and
Human Services; Xavier Becerra, in his
official capacity as Secretary of the
United States Department of Health and
Human Services; U.S. Department of
Health and Human Services Office of
Civil Rights,

Defendants.

No. 3:25-cv-00025-KAC-JEM

PROPOSED INTERVENOR-DEFENDANTS' MOTION FOR LEAVE TO INTERVENE

Pursuant to Fed. R. Civ. P. 24(a) and (b), Proposed Intervenor-Defendants the City of Columbus, Ohio, the City of Madison, Wisconsin, and Doctors for America ("Proposed Intervenor-Defendants") respectfully move for leave to intervene as defendants in the above-captioned case. The accompanying Memorandum of Law sets out why the Court should grant Proposed Intervenor-Defendants' motion. A Proposed Order Granting the Motion for Leave to Intervene is attached as Exhibit 1.

On February 7, 2025, counsel for Proposed Intervenor-Defendants conferred with counsel for the Plaintiffs and counsel for Defendants regarding this Motion. Counsel for Defendants indicated that they oppose Proposed Intervenor-Defendants' intervention. Proposed Intervenor-Defendants disagree and so file this motion. Counsel for the Plaintiffs indicated that they take no position on Proposed Intervenor-Defendants' motion and reserve the right to object at a later time based on developments in this case. Counsel for Plaintiffs also indicated that they would oppose

intervention practice that would prejudice deadlines for preliminary injunction or summary judgment briefing.

Date: February 10, 2025

Respectfully submitted,
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CERTIFICATE OF SERVICE

I hereby certify that on February 10, 2025, a copy of the foregoing was filed electronically via the Court's ECF system, which effects service upon counsel of record.

/s/ Tricia R. Herzfeld
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